

AGENDA

CONNECTICUT STATE BOARD OF CHIROPRACTIC EXAMINERS

Thursday, November 5, 2009, at 9:00 A.M.
Department of Public Health Complex
410 Capitol Avenue, Hartford, Connecticut
Conference Room A/B – Cafeteria

CALL TO ORDER

I. MINUTES

Review of the minutes from September 10, 2009.

II. UPDATES

- A. Declaratory Ruling Proceeding “Informed Consent”
- B. Investigations Update
Gary Griffin, Investigations Supervisor, DPH

IV. NEW BUSINESS

- A. Annual Update
Health Assistance interVention Education Network
for Connecticut Health Professionals – (HAVEN)

V. ADDITIONAL BUSINESS

ADJOURN

The following minutes are draft minutes which are subject to revision and which have not yet been adopted by the Board.

The **Connecticut State Board of Chiropractic Examiners** held a meeting on **September 10, 2009** at the Department of Public Health, 410 Capitol Avenue, second floor Conference Room F, Hartford, Connecticut.

BOARD MEMBERS PRESENT: Matthew Scott, DC – Chairman
Michele Imossi, DC
Paul Powers, DC
Sean Robotham, DC
Vincent A. Pacileo – Public Member
Jean Rexford – Public Member

BOARD MEMBERS ABSENT: Marion Terry – Public member

ALSO PRESENT: Daniel Shapiro, Assistant Attorney General.

Dr. Scott called the meeting to order at 9:06 a.m.

Ms. Rexford was welcomed to her first meeting as a Board member.

I. MINUTES

Dr. Imossi made a motion seconded by Dr. Robotham to approve the minutes from the July 2, 2009 meeting. The motion passed 4 – 0 with Mr. Pacileo and Ms. Rexford abstaining.

II. OLD BUSINESS

Manipulation Under Anesthesia

Assistant Attorney General Daniel Shapiro was present to provide counsel to the Board.

The Board reviewed the draft decision in this matter. Dr. Powers made a motion, seconded by Dr. Imossi to adopt the decision. The motion passed unanimously 4 – 0 with Mr. Pacileo and Ms. Rexford abstaining.

III. NEW BUSINESS

A. License Reinstatement Review – George Rose, DC

Maritsa Morales, License and Applications Analyst, Department of Public Health presented a license reinstatement application for George Rose, DC.

After providing the opportunity for Dr. Rose to address the Board, Dr. Powers recommended that based on existing precedent, Dr. Rose must become current with Continuing Education requirements and must pass the SPEX exam given by the National Board of Chiropractic Examiners prior to license reinstatement.

B. Chiropractic Stroke Awareness Group request for Declaratory Ruling

Assistant Attorney General Daniel Shapiro was present to provide counsel to the Board. The Board discussed this issue. Dr. Powers commented that there a Declaratory Ruling Proceeding has begun regarding an identical issue except for the issue of a discharge summary. This issue could certainly be addressed within the context of the existing Declaratory Ruling Proceeding.

Dr. Powers made a motion, seconded Dr. Robotham, to deny this request for a Declaratory Ruling Proceeding and to address the issues raised by the Chiropractic Stroke Awareness Group in the existing proceeding regarding Informed Consent. The motion passed 6 – 0. Britt Harwe President of the Chiropractic Stroke Awareness Group, who was present for the discussion indicated she is satisfied with the Boards decision

C. Declaratory Ruling Proceeding “Informed Consent”

The Board reviewed requests for status from the following organizations and individuals:

Connecticut Chiropractic Association
Connecticut Chiropractic Counsel
International Chiropractors Association
Connecticut Medical Examining Board
Senator Leonard A. Fasano
ChiroSecure
Victims of Chiropractic abuse, Inc.
Chiropractic Stroke Awareness Group, LLC
Victims of Irresponsible Chiropractic Education
Chiropractic Stroke Awareness Organization
Campaign for Science-Based Healthcare
Preston H. Long, DC
Michael F. McCormick
Sharon Mathiason
Murray S. Katz, MDCM

Mary Alice Moore Leonhardt, Esq, addressed the Board on behalf of the Connecticut Chiropractic Association, discussed her clients request for party status.

The Board recessed at 10:05 am and reconvened at 10:30 am.

A motion was made by Ms. Rexford to grant party status to the Connecticut Chiropractic Association, Connecticut Chiropractic Counsel, Victims of Chiropractic Abuse, Inc., and the Chiropractic Stroke Awareness Group, LLC and to grant intervenor status to all others. The motion was modified by Dr. Powers, and seconded by Mr. Pacileo, that (1) intervenors would not have the right to cross-examine (2) those granted party or intervenor status would prefile written testimony and rebuttal testimony, and are required to appear and adopt under oath, and (3) Senator Fasano would have the ability to provide testimony pursuant to Connecticut General Statute § 4-177c (b). The motion passed 6 – 0
No individuals and/or entities were denied participation.

The Board set the following dates:

Prefiled testimony is due on October 27, 2009

Rebuttal testimony is due on November 20, 2009

The public hearing will be held on January 5 and 6, 2010 at 9:00 am.

IV. ADDITIONAL BUSINESS

Dr. Powers asked Maritsa Morales, License and Applications Analyst, Department of Public Health, for clarification regarding a new licensee's continuing education requirement. Requirements are due upon license renewal in the odd year after the first licensing.

V. ADJOURNMENT

The meeting was adjourned at 11:14 a.m.

Respectfully submitted

Paul Powers, DC

Member

Connecticut State Board of Chiropractic Examiners